

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

## **PLAINTIFF'S DESIGNATION OF TRIAL WITNESSES**

Pursuant to the Scheduling Order (DE #14), Plaintiff hereby designates to Defendants the persons who may be called as witnesses at time of trial.

1. Eric Albritton
2. Marta Beckwith
3. Mark Chandler
4. Bart Showalter
5. Kurt Pankratz
6. Jillian Powell
7. Steve Schortgen
8. Kevin Meek
9. Michael Smith
10. Richard Frenkel
11. Mallun Yen
12. John Noh
13. T. John Ward, Jr.
14. David J. Maland
15. David Provines
16. Rhonda Lafitte
17. Peggy Thompson
18. Shelly Moore
19. Ms. Amie Mathis
20. Mr. Peter McAndrews
21. Elizabeth DeRieux
22. Robert M. Parker
23. Samuel Baxter
24. Danny Williams

25. Louis Brucculeri
26. Otis Carroll
27. John A. Albritton
28. Michelle L. Albritton
29. Scott E. Stevens
30. Faye Thompson
31. Rachel Wilson
32. Cynthia Parr
33. Doug Kubehl
34. Dr. Charles Silver

Plaintiff reserves the right to call any witness identified by Defendants.

Respectfully submitted,

/s/ Nicholas H. Patton

Nicholas H. Patton  
State Bar No. 63035  
Patton, Tidwell & Schroeder, LLP  
4605 Texas Boulevard  
Texarkana, Texas 75503  
903.792.7080 / 903.792.8233 (Fax)

Patricia L. Peden  
LAW OFFICE OF PATRICIA L. PEDEN  
610 16th Street, Suite 400  
Oakland, California 94612  
Telephone: 510.268.8033

James A. Holmes  
Texas Bar No. 00784290  
THE LAW OFFICE OF JAMES HOLMES, P.C.  
635 South Main, Suite 203  
Henderson, Texas 75654  
903.657.2800 / 903.657.2855 (Fax)

ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 1<sup>st</sup> day of December, 2008.

*/s/ Nicholas H. Patton*

Nicholas H. Patton